

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MACK USA, INC., ET AL.,

23-cv-7476 (JGK)

Plaintiffs,

ORDER

- against -

UNITED STATES DEPARTMENT OF LABOR,
ET AL.,

Defendants.

JOHN G. KOELTL, District Judge:

As discussed at the telephone conference held today, the plaintiffs' application for a temporary restraining order is **denied without prejudice** as moot in light of the fact that the Department of Labor does not intend to pursue collection efforts until the issuance of a decision on the plaintiffs' request for a preliminary injunction. The plaintiffs may submit additional information regarding plaintiff Mujeeb Rahman's alleged risk of bankruptcy by **August 30, 2023**. The Government may take prompt discovery on such disclosure if it wishes.

The Government should respond in writing to the plaintiffs' application for a preliminary injunction by **September 7, 2023**. The plaintiffs may reply by **September 15, 2023**. If the Court decides that oral argument on the application is necessary, such argument will be held on **September 21, 2023**, at **2:30 p.m.**

SO ORDERED.

Dated: New York, New York
August 24, 2023

/s/ John G. Koeltl

John G. Koeltl

United States District Judge